IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 476 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 24/01/2005 in WP NO : 332 OF 2005 on the file of the High Court.)

Between:

Gunupudi Seetha Rama Sastry, S/o. Late Sri G. Subba Rao,
R/o. H.No. 2-1-207/2 (527), Old Ramalayam Street, Old Nallakunta,
Hyderabad - 44.

..... APPELLANT

AND

1 The Revenue Divisional Officer, Jangareddygudem,

West Godavari District.
2 The Mandal Revenue Officer, Koyyalagudem Mandal,
Koyyalagudem, West Godavari District.
3 Burri Babu Rao, S/o. Late chandrayya, Major,
R/o. Mangapatidevipeta (V), Koyyalagudem Mandal,
West Godavari District.
4 Tele Ramulu, S/o. Kovvadayya, Major,
R/o. Mangapatidevipeta (V), Koyyalagudem Mandal,

West Godavari District.
5 M. Gopala Rao, S/o. Not Known to the Appellant, Major,
Dippakayalapadu (V), Koyyalagudem Mandal, West Godavari District.
6 N. Joga Rao, S/o. Not Known to the Appellant, Major,
R/o. Mangapatidevipeta (V), Koyyalagudem Mandal,

West Godavari District.

.....RESPONDENTS

Counsel for the Appellant: MR.GOPALA KRISHNA KALANIDHI
Counsel for the Respondents No.1&2: GP FOR REVENUE

Counsel for the respondent Nos. 3 to 6: None appeared.

The Court made the following :

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ORAL JUDGMENT: (per Hon'ble The Chief Justice)

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1. Challenge is to the order passed by the learned single Judge dismissing the writ petition as devoid of any force.

2 . We have heard counsel for the parties. In fact, the grievance of the appellant is that already appeal has been preferred before the Revenue Divisional Officer, Jangareddygudem, West Godavari District, on 27th August, 2001, and no orders are passed till date despite earlier orders passed in W.P.No. 23295 of 2002 dated 21-11-2002. Because of non-taking of any

decision in the case, the appellant's case is that he is suffering considerable loss and damage and unnecessary interference is caused by the private parties.

3. Since statutory appeal is pending before the Revenue Divisional Officer, Jangareddygudem, West Godavari District, the appropriate order which could have been passed in this appeal is to direct the Revenue Divisional Officer to decide the appeal in accordance with law within the time bound limit and the matter should not be kept pending for a longer duration. Consequently, we allow the appeal, set aside the impugned order and allow the writ petition with a direction to the Revenue Divisional Officer, Jangareddygudem, to take appropriate decision in accordance with law in the appeal preferred by the appellant, within a period of three months from the date of receipt of a copy of writ order from this Court. No costs.

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DEVINDER GUPTA. C.J.,

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B. SESHASAYANA REDDY. J.,

Dated: 24.03.2005.

KVRK/VRK.

Note:

Furnish CC in three days.

(BO)

To

1 The Revenue Divisional Officer, Jangareddygudem,

West Godavari District.

2 The Mandal Revenue Officer, Koyyalgudem Mandal,

Koyyalagudem, West Godavari District.
3 Two copies to G.P. for Revenue, High Court Buildings, Hyderabad (OUT)

4. Two CD copies.

*Form-NIC-OGS/WA {**SPJS**}*

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
AND
HON'BLE SRI JUSTICE B. SESHASAYANA REDDY.

W.A.NO. 476 OF 2005.

(Judgment of the Bench delivered by
Hon'ble The Chief Justice)

Dt: 24.03.2005.